			F
	ø 177		179
	THE FIRST QUARTER 1999?		VACATION I MEAN A VERIFICATION OF
2	A. ACTUALLY THE CONTROLLER OF	2	EMPLOYMENT I WOULD HAVE USED IT, A
3	THE COMPANY WAS IN CHARGE OF THE PAYROLL	3	TERMINATED EMPLOYEE.
4	DEPARTMENT AT THAT TIME.	4	Q. DO YOU REMEMBER EVER DOING
5	Q. WHO WAS THAT?	5	THAT?
6	A. JIM HORAN.	6	A. YES.
7	Q. CAN YOU SPELL THAT?	7	Q. WHEN YOU DID THAT DO YOU
8	A. H-O-R-A-N.	8	REMEMBER SEEING INACTIVE EMPLOYEES IN T
9	O. DO YOU KNOW WHETHER MR.	9	SYSTEM?
10	HORAN ASKED ZURICH PAYROLL WHY INACTIVE	10	A. YES.
11	EMPLOYEES WERE NOT CARRIED TO THE NEW	11	Q. AFTER THE UPGRADE TO THE
	SYSTEM?		ZURICH PAYROLL SYSTEM?
13	A. NO.	13	A. NO. IN IN THE OLD SYSTEM
14	Q. DO YOU KNOW OF ANYONE WHO		WHERE THE TERMINATED EMPLOYEES WERE KEPT
	WOULD KNOW THE ANSWER TO THAT QUESTION:		O. DO YOU REMEMBER SEEING
16	A. NO.		INACTIVE EMPLOYEES IN THE SYSTEM AFTER
17	Q. BESIDES MR. HORAN OF COURSE.		THE UPGRADE?
18	DID MR. HORAN OR ANYONE ELSE	18	A. NO.
19	AT LA WEIGHT LOSS TELL YOU ANYTHING ABOUT		O. DID YOU EVER LOOK FOR ANY
20	THE UPGRADE TO THE ZURICH PAYROLL SYSTEM		
		21	A. NO.
	IN THE FIRST QUARTER OF 1999, ANYTHING AT ALL?		
23	A. ANYTHING?	22	Q. SO WHAT YOU DESCRIBED ABOUT VERIFICATION OF EMPLOYMENT YOU DIDN'T DO
24			
24	Q. DID ANYBODY AT LA WEIGHT	24	THAT AT ALL IN 1999 AFTER THE UPGRADE; IS
,	178		180
1	LOSS HAVE ANY CONVERSATIONS WITH YOU IN	1	THAT RIGHT?
2	THE FIRST QUARTER OF 1999 ABOUT THE	2	A. YES, I WOULD HAVE BUT I
3	UPGRADE TO THE ZURICH PAYROLL SYSTEM?	3	
4	A. OTHER THAN IT WAS WHEN IT	4	TIOT TIE CONGESTITATIONS STORMIN
5	WAS GOING TO BE DONE.	5	Q. WHERE WAS THE OLD PAYROLL
6	Q. SO	6	SYSTEM HOUSED AFTER THE UPGRADE?
7	A. OTHER THAN THEM SAYING WE'RE	7	A. IT WAS ON A COMPUTER.
8	GETTING AN UPGRADE, NO.	8	Q. ON A DESKTOP COMPUTER?
9	Q. IN THE FIRST QUARTER OF	9	A. YES.
10	1999, WHAT WAS YOUR POSITION AGAIN?	10	Q. DID THAT COMPUTER THAT
11	A. PAYROLL CLERK.	11	
12	Q. AND DID YOU HAVE - DID YOU		INFORMATION THAT WAS UPGRADED, DID IT
13	USE THE ZURICH PAYROLL DATA?	13	CONTAINED INFORMATION ABOUT EMPLOYEE
14	A. YES.	14	
15	Q. HOW DID YOU USE IT?	15	A. YES.
16	A. TO PROCESS THE EMPLOYEES	16	Q. JOB TITLE?
17	PAYCHECKS.	17	A. YES.
18	Q. DID YOU USE IT FOR ANY OTHER	18	Q. HIRE DATES?
19	PURPOSE?	19	A. YES.
20	A. NO.	20	Q. REHIRE DATES?
21	Q. DID YOU HAVE ANY REASON TO	21	A. I DON'T REMEMBER.
22	VIEW OR ACCESS DATA ABOUT INACTIVE	22	Q. DID IT CONTAIN DATA ABOUT
23	EMPLOYEES IN THE FIRST QUARTER OF 1999?	23	INFORMATION OR REASONS FOR TERMINATIO
24	A. IF I HAD TO FILL OUT A	24	A. YES.

		* 181			183
1	Q.	PROMOTIONS?	1		DOES THE COMPUTER THAT
2	A.	NO.	2		D THE OLD ZURICH PAYROLL DATA, DO
3	Q.	OBVIOUSLY IT CONTAINED PAY	3	IT STIL	L'EXIST IN LA WEIGHT LOSS'S
4	INFOR	MATION, RIGHT?	4	POSSES	SION?
5	A.	YES.	5	A.	NO.
6	Q.	PAY CHANGES?	6	Q.	DO YOU KNOW WHY IT DOESN'T?
7	A.	NO, CURRENT RATE OF PAY.	7	A.	NO.
8	Q.	BONUSES?	8	Q.	DO YOU KNOW WHO WOULD KNOW?
9	A.	NO.	9	A.	NO.
10	Q.	COMMISSIONS?	10	Q.	DO YOU REMEMBER EVER
11	A.	ONLY IF YOU WERE LOOKING IN	11	ATTEM	PTING TO ACCESS DATA IN THAT
12	THEIR	CHECKVIEW INFORMATION.	12	DATAB	ASE AND REALIZING THAT IT NO LONGI
13	Q.	SO IT WOULD HAVE CONTAINED	13	EXISTE	D IN LA WEIGHT LOSS'S POSSESSION?
14	BONUS	S – COMMISSION INFORMATION BUT IN	14	A.	IN WHAT YEAR ARE YOU
15	THE C	HECKVIEW?	15	Q.	ANY YEAR?
16	A.	YES.	16	A.	IN 2001, YES.
17	Q.	PERFORMANCE RATINGS?	17	Q.	YOU REMEMBER LOOKING FOR
8	A.	NO.	18	DATA 7	THAT WOULD HAVE BEEN IN THE ZURIC
19	Q.	DISCIPLINARY ACTIONS?	19	PAYRO	LL SYSTEM PRIOR TO THE UPGRADE?
20	A.	NO.	20	A.	IN THE ZURICH PAYROLL SYSTEM
21	Q.	THE INFORMATION ABOUT THE	21	FROM '	97, THE OLD SYSTEM.
22	EMPL	OYEES SEX AND HIRE DATES, THE DATA	22	Q.	WHAT HAPPENED WHEN YOU
23		YOU SAID ZURICH PAYROLL SYSTEM DI		LOOKE	D FOR IT?
	~~~				
24	CONT	AIN PRIOR TO THE UPGRADE AND AFTEI	24	A.	THE PROGRAM DIDN'T EXIST.
		182	-		18
1	THE U	182 PGRADE, WHAT WAS THE SOURCE OF TH	A T 1	Q.	18 DID THE COMPUTER ITSELF THAT
1 2	THE U	182 PGRADE, WHAT WAS THE SOURCE OF TH MATION? BY SOURCE I MEAN, WHAT WA	ΑΓ1 S 2	Q. THE DA	18 DID THE COMPUTER ITSELF THAT TA WAS HOUSED ON EXIST?
1 2 3	THE U	182 PGRADE, WHAT WAS THE SOURCE OF TH MATION? BY SOURCE I MEAN, WHAT WA RIGINAL SOURCE OF THAT INFORMATION	AT1 S 2 N? 3	Q. THE DA	DID THE COMPUTER ITSELF THAT TA WAS HOUSED ON EXIST? DON'T KNOW.
1 2 3 4	THE UI INFOR THE O	182 PGRADE, WHAT WAS THE SOURCE OF THE MATION? BY SOURCE I MEAN, WHAT WA RIGINAL SOURCE OF THAT INFORMATION EMPLOYEES FILL OUT NEW HIRE	AT 1 S 2 N? 3 4	Q. THE DA A. 1	DID THE COMPUTER ITSELF THAT TA WAS HOUSED ON EXIST? DON'T KNOW. WHEN YOU LOOKED FOR THAT
1 2 3 4 5	THE UI INFOR THE O	182 PGRADE, WHAT WAS THE SOURCE OF TH MATION? BY SOURCE I MEAN, WHAT WA RIGINAL SOURCE OF THAT INFORMATION EMPLOYEES FILL OUT NEW HIRE WORK THAT'S FAXED TO THE PAYROLL	AT1 S 2 N? 3 4 5	Q. THE DA A. Q. INFORM	DID THE COMPUTER ITSELF THAT TA WAS HOUSED ON EXIST? DON'T KNOW. WHEN YOU LOOKED FOR THAT LATION IN 2001 ABOUT 1997 DATA,
1 2 3 4 5 6	THE UI INFOR THE O A. PAPER DEPAR	182 PGRADE, WHAT WAS THE SOURCE OF THE MATION? BY SOURCE I MEAN, WHAT WA RIGINAL SOURCE OF THAT INFORMATION EMPLOYEES FILL OUT NEW HIRE WORK THAT'S FAXED TO THE PAYROLL TMENT.	AT 1 S 2 N? 3 4 5 6	Q. THE DA A. Q. INFORM	DID THE COMPUTER ITSELF THAT TA WAS HOUSED ON EXIST? I DON'T KNOW. WHEN YOU LOOKED FOR THAT IATION IN 2001 ABOUT 1997 DATA, DID YOU LOOK?
1 2 3 4 5 6 7	THE UIINFOR THE O	PGRADE, WHAT WAS THE SOURCE OF THE MATION? BY SOURCE I MEAN, WHAT WARIGINAL SOURCE OF THAT INFORMATION EMPLOYEES FILL OUT NEW HIRE WORK THAT'S FAXED TO THE PAYROLL TMENT.  AND THEN WHAT DOES THE	AT1 S 2 N? 3 4 5	Q. THE DA A. I Q. INFORM WHERE A. C	DID THE COMPUTER ITSELF THAT TA WAS HOUSED ON EXIST? DON'T KNOW. WHEN YOU LOOKED FOR THAT IATION IN 2001 ABOUT 1997 DATA, DID YOU LOOK? ON THE COMPUTER ON THE
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THE RECORD THROUGH LA WEIGHT	1	PROCESS WHAT I'M NOT GOING TO
LOSS'S ATTORNEY ALIZA KARETNICK IN	2	ASK YOU ABOUT IS WHETHER THE DATA
WHICH IT WAS REPRESENTED TO EEOC	3	IS ACCESSIBLE AND THINGS OF THAT
THAT THE ZURICH PAYROLL DATA FROM	4	SORT. I'LL ASK YOU ABOUT FIELDS
	5	AND CODES AND THINGS OF THAT SORT,
	6	OKAY?
	7	THE WITNESS: YES.
	8	BY MR. ANDERSON:
	9	O. SO THE 1997, 1998, 1999,
	10	ZURICH DATA PRE-UPGRADE, IT EXISTED ON A
	11	COMPUTER AND AT SOME POINT YOU REALIZE
77 74 1 TO 10 10 10 10 10 10 10 10 10 10 10 10 10		THAT IT DIDN'T EXIST, YOU'RE NOT EXACTLY
		SURE WHEN?
	10.00	A. '97 AND '98.
	7500	O. OKAY.
		A. YES.
	10.7	Q. OKAY. AND WHATEVER DATA
		ALSO EXISTED IN 1999 PRIOR TO THE
		UPGRADE, THAT OCCURRED THE VERY FIRST D
		OF THE FIRST QUARTER, RIGHT?
	10000	A. YES.
,		O. YOU DON'T KNOW WHAT HAPPENED
		TO THE SYSTEM?
		A. NO.
AGREED!	- '	11. 110.
190		19
MS. KARETNICK: AGREED.	1	Q. YOU ASKED MR LAPRE WHAT
BY MR. ANDERSON:	2	HAPPENED TO THE SYSTEM, HE SAID HE
Q. SO, MS. MOFFITT, I'M NOT	3	DOESN'T KNOW WHAT HAPPENED TO THE SYSTEM
GOING TO ASK YOU ABOUT THE 1999 AND 2000	4	A. CORRECT.
ZURICH DATABASE ON THE REPRESENTATIONS	5	Q. YOU DIDN'T ASK ANYONE ELSE
THAT HAVE BEEN MADE. I DO WANT TO	6	ABOUT WHAT HAPPENED TO THE SYSTEM?
CONTINUE TO ASK YOU A LITTLE BIT MORE	7	A. NO.
ABOUT THE 1997, 1998 AND 1999 DATA THAT	8	Q. SO LA WEIGHT LOSS HAS NO
EXISTED PRE-UPGRADE AND YOUR	9	IDEA WHAT HAPPENED TO THE SYSTEM?
UNDERSTANDING OF WHAT HAPPENED TO THAT	10	A. CORRECT.
DATA.	11	Q. YOU DON'T KNOW WHY LA WEIGHT
MS. KARETNICK: MR.	12	LOSS DOESN'T KNOW THAT?
ANDERSON, BEFORE THE WITNESS	13	A. SYSTEM WASN'T NECESSARY
ANSWERS THE QUESTION LET ME JUST	14	ANYMORE.
SAY YOU'RE PERFECTLY FREE TO AND I	15	O. THE SYSTEM WASN'T NECESSARY
SATIUURE PERFECILITERE IU ANDI	1	
ASSUME THAT YOU WILL BE ASKING THE	16	TOR WHAT I UNI OBE.
ASSUME THAT YOU WILL BE ASKING THE	16 17	A. FOR PROCESSING PAYROLL.
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN		A. FOR PROCESSING PAYROLL.
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN SHOTS OF OTHER DOCUMENTS THAT WERE	17 18	A. FOR PROCESSING PAYROLL.  Q. DID ANYBODY EVER SAY TO YOU
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN SHOTS OF OTHER DOCUMENTS THAT WERE PROVIDED REGARDING THE ZURICH	17 18 19	A. FOR PROCESSING PAYROLL. Q. DID ANYBODY EVER SAY TO YOU OR DID YOU HEAR ANYONE SAY THAT THE
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN SHOTS OF OTHER DOCUMENTS THAT WERE PROVIDED REGARDING THE ZURICH SYSTEM, IT'S NOT – SO THAT WE	17 18 19 20	A. FOR PROCESSING PAYROLL. Q. DID ANYBODY EVER SAY TO YOU OR DID YOU HEAR ANYONE SAY THAT THE SYSTEM WAS IMPORTANT FOR RECORD KEEPING
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN SHOTS OF OTHER DOCUMENTS THAT WERE PROVIDED REGARDING THE ZURICH SYSTEM, IT'S NOT – SO THAT WE UNDERSTAND, IT'S NOT THAT ZURICH	17 18 19 20 21	A. FOR PROCESSING PAYROLL. Q. DID ANYBODY EVER SAY TO YOU OR DID YOU HEAR ANYONE SAY THAT THE SYSTEM WAS IMPORTANT FOR RECORD KEEPING PURPOSES?
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN SHOTS OF OTHER DOCUMENTS THAT WERE PROVIDED REGARDING THE ZURICH SYSTEM, IT'S NOT – SO THAT WE UNDERSTAND, IT'S NOT THAT ZURICH SYSTEM IS OFF LIMITS FOR QUESTIONS	17 18 19 20 21 22	A. FOR PROCESSING PAYROLL. Q. DID ANYBODY EVER SAY TO YOU OR DID YOU HEAR ANYONE SAY THAT THE SYSTEM WAS IMPORTANT FOR RECORD KEEPING PURPOSES? A. NO.
ASSUME THAT YOU WILL BE ASKING THE WITNESS ABOUT SOME OF THE SCREEN SHOTS OF OTHER DOCUMENTS THAT WERE PROVIDED REGARDING THE ZURICH SYSTEM, IT'S NOT – SO THAT WE UNDERSTAND, IT'S NOT THAT ZURICH	17 18 19 20 21 22 23	A. FOR PROCESSING PAYROLL. Q. DID ANYBODY EVER SAY TO YOU OR DID YOU HEAR ANYONE SAY THAT THE SYSTEM WAS IMPORTANT FOR RECORD KEEPING PURPOSES? A. NO. Q. DID ANYONE DISCUSS WITH YOU
	WHICH IT WAS REPRESENTED TO EEOC THAT THE ZURICH PAYROLL DATA FROM 1999 POST UPGRADE THROUGH 2000 EXISTS, IT EXITS IN ITS NATIVE FORMAT HOWEVER, IT IS MS. KARETNICK'S UNDERSTANDING THAT THAT DATA COULD NOT BE PRODUCED TO EEOC IN ITS EXCEL FORMAT AND THUS THE PARTIES HAD ARRANGED FOR LA WEIGHT LOSS TO PRODUCE THE HARD DRIVE OF THAT ZURICH PAYROLL DATABASE TO EEOC FOR PURPOSES OF DOING IT, WHATEVER THE EEOC COULD AND THAT THE PARTIES HAVE CONTRACTED WITH KROL ON TRACT TO HELP IN THE EFFORT. AND THAT MS. KARETNICK DOES NOT BELIEVE THE WITNESS KNOWS MUCH MORE THAN WHAT WAS JUST STATED ABOUT THAT PROCESS. AND SO WE'RE NOT GOING TO BEAT THAT HORSE; IS THAT AGREED?  190 MS. KARETNICK: AGREED. BY MR. ANDERSON: Q. SO, MS. MOFFITT, I'M NOT GOING TO ASK YOU ABOUT THE 1999 AND 2000 ZURICH DATABASE ON THE REPRESENTATIONS THAT HAVE BEEN MADE. I DO WANT TO CONTINUE TO ASK YOU A LITTLE BIT MORE ABOUT THE 1997, 1998 AND 1999 DATA THAT EXISTED PRE-UPGRADE AND YOUR UNDERSTANDING OF WHAT HAPPENED TO THAT DATA. MS. KARETNICK: MR.	WHICH IT WAS REPRESENTED TO EEOC THAT THE ZURICH PAYROLL DATA FROM 1999 POST UPGRADE THROUGH 2000 EXISTS, IT EXITS IN ITS NATIVE FORMAT HOWEVER, IT IS MS. KARETNICK'S UNDERSTANDING THAT THAT DATA COULD NOT BE PRODUCED TO EEOC IN ITS EXCEL FORMAT AND THUS THE PARTIES HAD ARRANGED FOR LA WEIGHT LOSS TO PRODUCE THE HARD DRIVE OF THAT ZURICH PAYROLL DATABASE TO EEOC FOR PURPOSES OF DOING IT, WHATEVER THE EEOC COULD AND THAT THE PARTIES HAVE CONTRACTED WITH KROL ON TRACT TO HELP IN THE EFFORT. AND THAT MS. KARETNICK DOES NOT BELIEVE THE WITNESS KNOWS MUCH MORE THAN WHAT 20 WAS JUST STATED ABOUT THAT PROCESS. AND SO WE'RE NOT GOING TO BEAT THAT HORSE; IS THAT AGREED?  190 MS. KARETNICK: AGREED. BY MR. ANDERSON: Q. SO, MS. MOFFITT, I'M NOT GOING TO ASK YOU ABOUT THE 1999 AND 2000 ZURICH DATABASE ON THE REPRESENTATIONS THAT HAVE BEEN MADE. I DO WANT TO CONTINUE TO ASK YOU A LITTLE BIT MORE ABOUT THE 1997, 1998 AND 1999 DATA THAT EXISTED PRE-UPGRADE AND YOUR UNDERSTANDING OF WHAT HAPPENED TO THAT DATA.  MS. KARETNICK: MR.  12

			E
1	245	1	247
1	MR. ANDERSON: THANKS.	1	A. YES.
2	BY MR. ANDERSON:	2	Q AND LOOK TO DETERMINE
3	Q. SO IN 2001 ADP TOOK OVER AS	3	WHAT A PERSON'S SEX WAS WITH YOU FOR
4	PAYROLL ADMINISTRATOR?	4	EXAMPLE, HOW WOULD YOU GO ABOUT LOOKING
5	A. YES.	5	FOR A PERSON'S SEX IN THE ADP SYSTEM IN
6	Q. YOU'RE NOT SURE IF ANY		2001?
7	DOCUMENTS EXISTS THAT PROVIDES THE BRIDGE		A. YOU WOULD HAVE TO OPEN UP
8	FOR CODES BETWEEN ADP AND ZURICH?		THEIR FILE AND LOOK IN THEIR FOLDER.
9	A. NO.	9	WHEN I SAY FOLDER I MEAN FOLDER IN THE
10	Q. RIGHT. WHAT AGAIN DID YOU	10	SYSTEM.
11	SAY TO, IF ANYTHING, TO ADP ABOUT	11	Q. WOULD THERE BE A DATA FIELD
	TRANSFERRING THE DATA?	12	THAT WOULD CONTAIN SEX?
13	A. SPECIFICALLY WHAT DO YOU	13	A. YES.
14	27222 22 11	14	Q. WOULD THERE BE A DATA FIELD
15	Q. ABOUT THE TRANSFER, DID YOU	15	THAT CONTAINED SOCIAL SECURITY NUMBER?
16	TELL THEM TO DO ANYTHING IN PARTICULAR?	16	A. YES.
17	A. NO.	17	Q. WOULD THERE BE A DATA FIELD
18	Q. IS YOUR UNDERSTANDING THAT	18	THAT CONTAINED FILE NUMBER?
19	THERE WAS AN ELECTRONIC TRANSFER OF SOME	19	A. YES.
20	SORT, ELECTRONIC FILE TRANSFERRING THE	20	Q. WOULD THE FILE NUMBER FOR A
21	DATA FROM ZURICH TO ADP?	21	PERSON WHO EXISTED IN THE ZURICH SYSTEM
22	A. YES.	22	BE THE SAME AS THE FILE NUMBER THEY HAD
23	Q. LA WEIGHT LOSS DOES NOT	23	IN THE ADP SYSTEM?
24	CURRENTLY HAVE THAT FILE?	24	A. YES.
	246		248
1	A. NO.	1	Q. WOULD DATE OF HIRE BE IN
2	MS. KARETNICK: OBJECTION TO	2	THERE?
	ECD1/		
3	FORM.	3	A. YES.
3	BY MR. ANDERSON:	3 4	A. YES. Q. JOB TITLE?
		1	
4	BY MR. ANDERSON:	4	Q. JOB TITLE?
4 5	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE	4 5	Q. JOB TITLE? A. YES.
4 5 6	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE?	4 5 6	<ul><li>Q. JOB TITLE?</li><li>A. YES.</li><li>Q. WOULD CHANGES IN JOB TITLE</li></ul>
4 5 6 7	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO.	4 5 6 7	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR?
4 5 6 7 8 9	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS	4 5 6 7 8	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO.
4 5 6 7 8 9	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE?	4 5 6 7 8 9	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY?
4 5 6 7 8 9 10	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T.	4 5 6 7 8 9 10	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO.
4 5 6 7 8 9 10 11 12	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001	4 5 6 7 8 9 10 11	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE?
4 5 6 7 8 9 10 11 12 13	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN	4 5 6 7 8 9 10 11 12 13	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE.
4 5 6 7 8 9 10 11 12 13 14	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX?	4 5 6 7 8 9 10 11 12 13	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE?
4 5 6 7 8 9 10 11 12 13 14 15	BY MR. ANDERSON:  Q. DOES LA WEIGHT LOSS HAVE THAT FILE?  A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE?  A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES.	4 5 6 7 8 9 10 11 12 13 14 15	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW.
4 5 6 7 8 9 10 11 12 13 14 15 16	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW	4 5 6 7 8 9 10 11 12 13 14 15	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE?
4 5 6 7 8 9 10 11 12 13 14 15 16 17	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW DID THAT SEX INFORMATION APPEAR IN THE	4 5 6 7 8 9 10 11 12 13 14 15 E16	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW? A. YES.
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	BY MR. ANDERSON:  Q. DOES LA WEIGHT LOSS HAVE  THAT FILE?  A. NOT THAT I'M AWARE OF, NO.  Q. DO YOU KNOW WHETHER ADP HAS  THAT FILE?  A. NO, I DON'T.  Q. WHEN ADP TOOK OVER IN 2001  DID THE PAYROLL DATABASE CONTAIN  INFORMATION ON A PERSON'S SEX?  A. YES.  Q. WAS IT DEPICTED IN HOW  DID THAT SEX INFORMATION APPEAR IN THE  SYSTEM?	4 5 6 7 8 9 10 11 12 13 14 15 E16 17	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW?
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW DID THAT SEX INFORMATION APPEAR IN THE SYSTEM? A. THROUGH AN IMPORT. Q. WHAT'S AN IMPORT?	4 5 6 7 8 9 10 11 12 13 14 15 E16 17 18	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW? A. YES. Q. BONUSES, WOULD THAT SHOW? A. YES.
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW DID THAT SEX INFORMATION APPEAR IN THE SYSTEM? A. THROUGH AN IMPORT. Q. WHAT'S AN IMPORT? A. WELL, THROUGH AN ELECTRONIC	4 5 6 7 8 9 10 11 12 13 14 15 E16 17 18 19 20	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW? A. YES. Q. BONUSES, WOULD THAT SHOW? A. YES. Q. COULD YOU VIEW A PERSON'S
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW DID THAT SEX INFORMATION APPEAR IN THE SYSTEM? A. THROUGH AN IMPORT. Q. WHAT'S AN IMPORT? A. WELL, THROUGH AN ELECTRONIC FILE.	4 5 6 7 8 9 10 11 12 13 14 15 E16 17 18 19 20 21	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW? A. YES. Q. BONUSES, WOULD THAT SHOW? A. YES. Q. COULD YOU VIEW A PERSON'S COMMISSION?
4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW DID THAT SEX INFORMATION APPEAR IN THE SYSTEM? A. THROUGH AN IMPORT. Q. WHAT'S AN IMPORT? A. WELL, THROUGH AN ELECTRONIC FILE. Q. NO, I WASN'T I WASN'T	4 5 6 7 8 9 10 11 12 13 14 15 E16 17 18 19 20 21 22	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW? A. YES. Q. BONUSES, WOULD THAT SHOW? A. YES. Q. COULD YOU VIEW A PERSON'S COMMISSION? A. YES.
4 5 6 7 8 9 10 11 12	BY MR. ANDERSON: Q. DOES LA WEIGHT LOSS HAVE THAT FILE? A. NOT THAT I'M AWARE OF, NO. Q. DO YOU KNOW WHETHER ADP HAS THAT FILE? A. NO, I DON'T. Q. WHEN ADP TOOK OVER IN 2001 DID THE PAYROLL DATABASE CONTAIN INFORMATION ON A PERSON'S SEX? A. YES. Q. WAS IT DEPICTED IN HOW DID THAT SEX INFORMATION APPEAR IN THE SYSTEM? A. THROUGH AN IMPORT. Q. WHAT'S AN IMPORT? A. WELL, THROUGH AN ELECTRONIC FILE. Q. NO, I WASN'T I WASN'T CLEAR. IF ONE WERE TO GO INTO THE ADP	4 5 6 7 8 9 10 11 12 13 14 15 E16 17 18 19 20 21 22 23	Q. JOB TITLE? A. YES. Q. WOULD CHANGES IN JOB TITLE APPEAR? A. NO. Q. SALARY? A. NO. Q. PAY RATE? A. YES. HOURLY RATE. Q. HOURLY RATE. AMOUNTS PAID IN A GIVEN PAY PERIOD FOR EXAMPLE? A. YES, CHECKVIEW. Q. IN CHECKVIEW? A. YES. Q. BONUSES, WOULD THAT SHOW? A. YES. Q. COULD YOU VIEW A PERSON'S COMMISSION? A. YES.

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23 BECAUSE OF USING THE SYSTEM SINCE THEN

24 YOU WOULDN'T BE ABLE TO DO IT, RIGHT?

23

Q. PERSONS WHO ARE INACTIVE CAN

24 BE VIEWED ONLY THROUGH CHECKVIEW?

1	_		_	
2	١.			
3			_	
4   BYMR. ANDERSON:				
5 S. A. NO SUBSEQUENT TO THAT PURGE 6 SLASH UPGRADE, YOU GAVE ORAL INSTRUCTIONS 7 TO ADP NOT TO DO ANY PURGES OR TO MAKE 8 ANY DATA INACCESSIBLE AGAIN, RIGHT? 9 A. CORRECT. 10 Q. AND THAT WAS ORAL? 11 A. YES. 12 Q. ARE YOU FAMILIAR WITH A SET 13 OF DATA THAT LA WEIGHT LOSS PRODUCED TO 14 EEOC THAT WAS TERMED AS PLAINTIFF'S 15 EXHIBIT 8 AS LACDOISSA? 16 A. YES. 17 Q. DOES THAT DATA SET COVER 18 2001? DOES IT HAVE INACTIVE EMPLOYEES 19 FOR 2001 THAT YOU TESTIFIED IS NOT 20 ACCESSIBLE EXCEPT BY CHECKVIEW FORMAT? 21 A. NO. 22 Q. WHAT PERIOD OF TIME DOES 23 LACDOISSA COVER? 24 A. 2002 THROUGH THE DATE IT WAS 25 Q. DATA AS IT PERTAINS TO THE 3 TIME PRIOR TO 2002, IS THAT NOT 4 ACCESSIBLE OR IS IT ACCESSIBLE? 5 A. NO. 6 Q. IT IS NOT? 6 Q. AT LEAST FOR INACTIVE 10 EMPLOYEES? 11 EMPLOYEES? 12 A. CORRECT. 13 Q. FOR ACTIVE EMPLOYEES YOU'RE 14 SAYING IT IS ACCESSIBLE? 15 A. CORRECT. 16 MR. ANDERSON: WE CAN TAKE A 17 SHORT BREAK NOW IF YOU WANT. 18 (A DISCUSSION OFF THE RECORD 20 MARK THIS AS EXHIBIT-9. 21 MR. ANDERSON: TO LIKE TO 22 MR. ANDERSON: TO LIKE TO 23 MARK THIS AS EXHIBIT-9. 24 (PLAINTIFFS EXHIBIT-9. 24 (PLAINTIFFS EXHIBIT-9. 24 (PLAINTIFFS EXHIBIT-9. 24 (PLAINTIFFS EXHIBIT-9. 25 EMPLOYEE SO-AND-SO? 26 EMPLOYEE SO-AND-SO? 27 O. YES HAVE YOU LUST ON THE PROOF TO SAY THE PROOF TO SA	3			
6 SLASH UPGRADE, YOU GAVE ORAL INSTRUCTIONS 7 TO ADP NOT TO DO ANY PURGES OR TO MAKE 8 ANY DATA INACCESSIBLE AGAIN, RIGHT? 9 A. CORRECT. 10 Q. AND THAT WAS ORAL? 11 A. YES. 12 Q. ARE YOU FAMILIAR WITH A SET 13 OF DATA THAT LA WEIGHT LOSS PRODUCED TO 14 EEOC THAT WAS TERMED AS PLAINTIFF'S 15 EXHIBIT 8 AS LACDOISS.A? 16 A. YES. 17 Q. DOES THAT DATA SET COVER 18 2001? DOES IT HAVE INACTIVE EMPLOYEES 19 FOR 2001 THAT YOU TESTIFIED IS NOT 20 Q. WHAT PERIOD OF TIME DOES 21 LACDOISS.A COVER? 22 Q. WHAT PERIOD OF TIME DOES 23 LACDOISS.A COVER? 24 A. 2002 THROUGH THE DATE IT WAS 254 1 RUN. 2 Q. DATA AS IT PERTAINS TO THE 3 TIME PRIOR TO 2002, IS THAT NOT 4 ACCESSIBLE OR IS IT ACCESSIBLE? 5 A. NO. 6 Q. IT IS NOT? 7 A. NO. 6 Q. IT IS NOT? 9 A. CHECKVIEW FORMAT. 10 Q. AT LEAST FOR INACTIVE 11 EMPLOYEES? 12 A. CORRECT. 13 Q. FOR ACTIVE EMPLOYEES YOU'RE 14 SAYING IT IS ACCESSIBLE? 15 A. CORRECT. 16 MR. ANDERSON: WE CAN TAKE A. 17 SHORT BREAK NOW IF YOU WANT. 18 (A DISCUSSION OFF THE RECORD 19 OCCURED AND A LUNCH BREAK WAS 20 TAKEN FROM 12:30 P.M. UNTIL 1:10 21 P.M.) 24 (PLAINTIFF'S EXHIBIT-9. 25 (PRICE AND ALL PAYED AND ASK THEM FOR TITME PAYED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 22 UNICH I THINK INEED A CHECK HISTORY FOR 23 EMPLOYEE SO-AND-SO? 24 MR. ANDERSON: TO LIKE TO 23 EMPLOYEE SO-AND-SO? 25 EMPLOYEE SO-AND-SO? 26 EMPLOYEE SO-AND-SO?	4	BY MR. ANDERSON:	4	HANDED YOU WHAT'S BEEN MARKED AS
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P.M.)  21 Q. SO YOU'D CALLED SAY HEY  22 MR. ANDERSON: I'D LIKE TO  23 MARK THIS AS EXHIBIT-9.  24 (PLAINTIFF'S EXHIBIT-9  25 EMPLOYEE SO-AND-SO?  26 A. YES.				
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24 (PLAINTIFF'S EXHIBIT-9 24 A. YES.	22	MR. ANDERSON: I'D LIKE TO	22	ZURICH I THINK I NEED A CHECK HISTORY FOR
(======================================	23	MARK THIS AS EXHIBIT-9.	23	EMPLOYEE SO-AND-SO?
	24	(PLAINTIFF'S EXHIBIT-9	24	A. YES.

_			
1	A. YES.	1	YOU KNOW WHAT THAT IS?
1		2	A. IT'S SHOWING YOU THAT
2	Q. SO FOR MS. JENNIFER ABBOTT	3	CERTAIN INFORMATION IS THE QUARTER TO
3	HER FILE NUMBER WOULD BE 065284?	3	DATE AND CERTAIN INFORMATION IS THE YEAR
4	A. YES.	5	TO DATE.
5	Q. AND THE DEPARTMENT NUMBER	6	Q. DO YOU KNOW WHAT QUAL PEN
6	WOULD BE 100001?	7	STANDS FOR UNDER DEPARTMENT NUMBER?
7	A. YES.	8	A. NO, I DON'T.
8	Q. BELOW FILE NUMBER IS A	9	Q. IS THAT SOMETHING THAT YOU
9	NUMBER THAT BEGINS 075, IS THAT SOCIAL	10	
10	SECURITY NUMBER?	11	A. NO.
11	A. YES.	12	Q. TOP RIGHT HAND BOX THERE'S A
12	Q. AND TO THE RIGHT OF THAT 01		DATE THAT YOU SAID YOU DIDN'T KNOW WHAT
13	IS THAT A STATE TAX CODE?	0.000000	IT REPRESENTS, UNDER THAT DATE THERE ARE
14	A. YES.		
15	Q. TO THE RIGHT OF THAT 19, DO		NUMBERS; DO YOU KNOW WHAT THOSE NUMBER
16	YOU KNOW WHAT THAT IS?		MEAN?
17	A. SUI TAX CODE.	17	A. NO, I DON'T.  Q. IN THE MIDDLE OF THE PAGE
18	Q. TO THE RIGHT OF THAT SHADED	18	
19	AREA THERE'S A BOX LABELED GENDER AS IT	19	THERE'S A WHAT APPEARS TO BE A WATER MAR
20	PERTAINS TO JENNIFER ABBOTT THERE'S AN F		THAT SAYS PREVIEW, IS THAT A WATER MARK
21	THERE, DOES THAT MEAN THE GENDER IS	21	TO YOUR KNOWLEDGE?
22	FEMALE?	22	A. (PAUSE.)
23	A. YES.	23	Q. YOU DON'T KNOW?
24	Q. IF THERE WERE AN M THERE –	24	A. I DON'T KNOW IF IT'S A WATER
Г	270		272
1	HOW COULD AN M APPEAR THERE?	1	MARK.
2	A. IF THE EMPLOYEE WAS A MALE.	2	Q. WHEN YOU REVIEWED AN ADP
3	Q. HOW COULD AN M APPEAR THERE	3	PAYROLL REPORT WOULD IT SAY PREVIEW ON I
4	IF THE EMPLOYEE WERE A FEMALE, WOULD THA	T 4	NORMALLY?
5	BE A MISTAKE?	5	MS. KARETNICK: OBJECTION TO
6	A. YES.	6	CHARACTERIZATION OF THE DOCUMENT
7	Q. WHERE WOULD - WHAT WAS THE	7	AS A PAYROLL REPORT. YOU CAN
8	ORIGINAL SOURCE OF THE DATA THAT	8	ANSWER THE QUESTION.
9	PLAINTIFF'S EXHIBIT 5 DEPICTS?	9	THE WITNESS: NO. THIS WAS
10	A. THE ORIGINAL SOURCE MEANING	10	A PREVIEW FOR THE YEAR END REPORT
11	THE PAYROLL SYSTEM?	11	WHICH IS WHY IT SAYS PREVIEW.
12	Q. THE DATA THAT IS HERE?	12	BY MR. ANDERSON:
13	A. COMES FROM THE PAYROLL	13	Q. WHAT DOES PREVIEW MEAN AS IT
14	SYSTEM.	14	RELATES TO THE YEAR END REPORT?
15	Q. HOW DID THE PAYROLL SYSTEM	15	A. IT'S THE PREVIEW BEFORE THEY
16	GET IT?	16	ACTUALLY SEND OUT W-2'S, THE COMPANY
17	A. FROM THE EMPLOYEE FILLING	17	PREVIEWS THIS AND MAKES SURE EVERYTHING
18	OUT THEIR NEW HIRE PAPERWORK.	18	LOOKS CORRECT AND THEN SENDS OUT THE
19	Q. YOU DESCRIBED THAT EARLIER,	19	W-2'S. IT ONLY SAYS PREVIEW DURING THE
20	RIGHT?	20	END OF THE YEAR.
21	A. YES.	21	Q. IS THIS SOMETHING THAT ADP
22	Q. THERE'S A THIN COLUMN TO THE	22	WOULD PROVIDE TO LA WEIGHT LOSS?
23	RIGHT OF DEPARTMENT NUMBER QUAL PEN,	23	A. YES.
24	WITHHOLDING BLOCKS ET CETERA, QTD/YTD, DO	24	Q. WHAT FORMAT WOULD LA WEIGHT
		1	***

	CHRISTINE	TA	OFFILL
	e 273		275
1	LOSS RECEIVE IT?	1	Q. HOW OFTEN?
2	A. IN A PDF.	2	A. QUARTERLY.
3	Q. PDF FILE?	3	Q. LOOKING AT PAGE 7,
4	A. YES.	4	PLAINTIFF'S EXHIBIT 5, THERE'S A COLUMN
5	Q. HAS LA WEIGHT LOSS EVER	5	THAT STARTS GROSS EARNINGS, THEN UNDER
6	RECEIVED THESE IN SOMETHING OTHER THAN A	6	THAT THERE'S FEDERAL INCOME TAX WAGES,
7	PDF FORMAT?	7	FEDERAL INCOME TAX WITHHELD, EARNED
8	A. NO.	8	INCOME, CREDIT AND IN THAT COLUMN THE
9	Q. PLAINTIFF'S EXHIBIT 5	9	FIRST NUMBER THAT APPEARS IS 7751 AND
10	RELATES TO 2002?	10	THEN THERE'S A LINE 95, WHAT DOES THAT
11	A. YES.	11	NUMBER MEAN?
12	O. THE DATA HOUSED IN AND	12	A. HER YEAR TO DATE GROSS
	DEPICTED IN PLAINTIFF'S EXHIBIT 5, DID IT	13	EARNINGS.
	EXIST IN A DIFFERENT FORMAT THAT WAS NOT	14	Q. WHEN YOU SAY HER WHAT DO YOU
	PDF? THE PAYROLL DATA, WAS THERE A WAY	15	
	TO VIEW AN EMPLOYEE'S NAME AND THEIR	16	A. JENNIFER ABBOTT.
17	SOCIAL SECURITY NUMBER, THEIR FILE	17	O. FOR MICHELLE ABDO BELOW
	NUMBER, THEIR PAY?	18	JENNIFER ABBOTT THERE APPEAR TO BE
19	A. YOU CAN VIEW IT IN THE	19	QUARTERLY EARNINGS BUT FOR JENNIFER
20	PAYROLL SYSTEM.	20	ABBOTT THERE ARE NO QUARTERLY EARNINGS
	O. AND THAT WAS NOT - AND WHEN	21	LISTED, DO YOU KNOW WHY THAT WOULD BE?
21	YOU REVIEW IT IN THE PAYROLL SYSTEM DID	22	A. NO, I DON'T.
22	YOU VIEW IT IN A PDF FORM?	23	Q. IN THIS COLUMN IN FRONT OF
23		24	THE COLUMN WHERE EMPLOYEE NAMES ARE
24	A. NO.	24	THE COLUMN WHERE END LOTTE NAMES AND
	274	7	276
1	Q. IT WAS SOME OTHER FORM?	1	SHOWN, UNDERNEATH DORA ABOD IT SAYS
2	A. YOU BASICALLY JUST OPEN THE	2	TRANSFER TO FILE NUMBER 066348, DO YOU
3	PAYROLL SYSTEM AND YOU CAN VIEW THE	3	KNOW WHAT THAT MEANS?
4	INFORMATION ON THE SCREEN, NOT A FILE.	4	A. THAT MEANS SOMETHING CHANGED
5	Q. THE INFORMATION IN	5	IN HER FILE THAT NEEDED TO BE TRANSFERRE
6	PLAINTIFF'S EXHIBIT 5, RELATING TO 2002,	6	TO A NEW FILE, TAXES.
7	IS THIS INFORMATION ALSO CONTAINED IN	7	Q. WHAT DOES FILE MEAN?
8	LACD 0155.A?	8	A. HER FILE NUMBER.
9	MS. KARETNICK: OBJECTION TO	9	Q. SO TRANSFER TO FILE NUMBER
10	FORM.	10	066348 MEANS TRANSFER WHAT?
11	THE WITNESS: PAY	11	A. TRANSFER HER ALL OF HER
12	INFORMATION IS NOT FIELDS, NAME,	12	INFORMATION NOT INCLUDING PAY
13	SOCIAL SECURITY NUMBER,	13	INFORMATION.
14	DEPARTMENT, GENDER, STATUS, THAT	14	Q. WHY WOULD THAT TRANSFER TAKE
15	IS EXCLUDED.	15	PLACE?
16	BY MR. ANDERSON:	16	A. SHE CHANGED HER LOCAL TAX,
17	Q. EVERYTHING BUT THE PAY	17	THE TAX CODE CHANGED SO HER YOU NEED
18	YOU'RE SAYING?	18	NEW FILE NUMBER IF YOU'RE, ANYTHING WITH
19	A. CORRECT.	19	
20		20	FILE UNDER ONE FILE NUMBER FOR THE FIRST
21	HOW DID LA WEIGHT LOSS RECEIVE FROM ADP		LOCAL TAX, THE OTHER FILE NUMBER FOR THI
22	THE WAGE AND TAX REGISTER?	22	
23	A. IT'S SENT THROUGH THE MAIL	23	Q. SO AN EMPLOYEE IN THE ADP
1	ON A DISK TO ME.		SYSTEM WOULD HAVE MORE THAN ONE FILE
~		1~	

	CHRISTINE		the state of the s
	≥ 285		287
1	A. FOR 2002?	1	ANYTHING CHANGE WITH RESPECT TO SCREEN
2	Q. YES. HATRAGREE & AND THE STREET	2	SHOTS IN THE ADP SYSTEM IN THE LAST
3	A. YES.	3	5 YEARS?
4	Q. COULD YOU PROVIDE IT IN	4	A. NO, NOT THAT I'M NOT THAT
5	EXCEL FORMAT?	5	I REMEMBER.
6	A. YES.	6	Q. IF YOU WERE TO GET TO TO
7	Q. THIS HAS BEEN PREVIOUSLY	7	TAKE DATA FROM THE PAYROLL SYSTEM AND PUT
8	MARKED AS PLAINTIFF'S EXHIBIT 4. DO YOU	8	IT INTO THE EXCEL SPREADSHEET, IS THAT
9	RECOGNIZE PLAINTIFF'S EXHIBIT 4?	9	SOMETHING THAT YOU PERSONALLY CAN DO?
10	A. YES.	10	A. YES.
11	Q. WHAT IS IT?	11	Q. IF WE CAN GO TO PAGE 2.
12	A. THE PAYROLL SYSTEM WE	12	THIS SCREEN SHOT IS ENTITLED ADP PC
13	CURRENTLY USE.	13	FORWARD SLASH PAYROLL FOR WINDOWS WITH HA
14	Q. THE SECOND HALF OF PAGE ONE	14	PROFILE. THEN IN BRACKETS IT SAYS
15	OF PLAINTIFF'S EXHIBIT 4 LOOKS LIKE IT	15	EMPLOYEE DASH KQ465284 JENNIFER H.
16	DEPICTS A SCREEN SHOT; DO YOU RECOGNIZE	16	ABBOTT; DO YOU KNOW WHAT THE NUMBER 65284
17	THAT?	17	MEANS?
18	A. YES.	18	A. HER THAT'S HER FILE
19	Q. WHAT DOES THIS SCREEN SHOT	19	NUMBER.
20	DEPICT?	20	Q. IT APPEARS THAT THE PERSONAL
21	A. HOW YOU CAN SEARCH FOR AN	21	TAB IS SHOWING HERE; IS THAT RIGHT?
22	EMPLOYEE.	22	A. YES.
23	Q. GO TO PAGE 2. YOU SAID THAT	23	Q. DO YOU KNOW WHAT'S BEHIND
24	THIS IS WHAT YOU GUYS CURRENTLY USE, IS	24	THE CUMULATIVE TAB?
24	THIS IS WHAT YOU GUYS CURRENTLY USE, IS	24	THE CUMULATIVE TAB?
24	286	-	288
1	PLAINTIFF'S EXHIBIT 4 DEPICTING THE	1	A. THE CUMULATIVE PAY
1 2	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?	1 2	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR.
1	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES.	1 2 3	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD
1 2 3 4	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT	1 2 3 4	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE?
1 2 3	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE	1 2 3 4 5	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES.
1 2 3 4 5 6	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT	1 2 3 4 5 6	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW
1 2 3 4	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN — IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD	1 2 3 4 5 6 7	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY?
1 2 3 4 5 6 7 8	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE?	1 2 3 4 5 6 7 8	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO.
1 2 3 4 5 6 7 8	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE	1 2 3 4 5 6 7 8 9	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT
1 2 3 4 5 6 7 8 9	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM?	1 2 3 4 5 6 7 8 9	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN
1 2 3 4 5 6 7 8 9 10	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN — IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING	1 2 3 4 5 6 7 8 9 10	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN
1 2 3 4 5 6 7 8 9 10 11 12	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON	1 2 3 4 5 6 7 8 9 10 11 12	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE?
1 2 3 4 5 6 7 8 9 10 11 12 13	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS	1 2 3 4 5 6 7 8 9 10 11 12 13	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY
1 2 3 4 5 6 7 8 9 10 11 12 13 14	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT?	1 2 3 4 5 6 7 8 9 10 11 12 13 14	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN — IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT? A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES. Q. AND THESE SCREENS, THIS SET	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION IN CHECKVIEW CURRENTLY BE PRODUCED IN
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES. Q. AND THESE SCREENS, THIS SET OF SCREEN SHOTS YOU SAID TO YOUR	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION IN CHECKVIEW CURRENTLY BE PRODUCED IN ELECTRONIC FORMAT EXCEL?
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES. Q. AND THESE SCREENS, THIS SET OF SCREEN SHOTS YOU SAID TO YOUR KNOWLEDGE DEPICTS THE ADP SYSTEM AS YOU	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION IN CHECKVIEW CURRENTLY BE PRODUCED IN ELECTRONIC FORMAT EXCEL? A. NO, IT'S PRODUCED IN THE
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN — IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES. Q. AND THESE SCREENS, THIS SET OF SCREEN SHOTS YOU SAID TO YOUR KNOWLEDGE DEPICTS THE ADP SYSTEM AS YOU CURRENTLY USE IT?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION IN CHECKVIEW CURRENTLY BE PRODUCED IN ELECTRONIC FORMAT EXCEL? A. NO, IT'S PRODUCED IN THE PDF.
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES. Q. AND THESE SCREENS, THIS SET OF SCREEN SHOTS YOU SAID TO YOUR KNOWLEDGE DEPICTS THE ADP SYSTEM AS YOU CURRENTLY USE IT? A. YES.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION IN CHECKVIEW CURRENTLY BE PRODUCED IN ELECTRONIC FORMAT EXCEL? A. NO, IT'S PRODUCED IN THE PDF. Q. ONLY THE PDF?
1 2 3 4 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	PLAINTIFF'S EXHIBIT 4 DEPICTING THE SYSTEM AS YOU CURRENTLY USE IT?  A. YES. Q. DOES THAT MEAN IT'S NOT NECESSARILY DEPICTING WHAT WAS IN USE FROM 2001 OR WHEN — IS THERE A YEAR AT WHICH POINT GOING BACKWARDS THIS WOULD NOT NECESSARILY BE ACCURATE? A. YOU MEAN THAT WE DIDN'T USE THIS SYSTEM? Q. NO. NO. MY UNDERSTANDING IS THAT YOU USED THE SYSTEM BASED ON RECENT TIMES FROM 2001 TO THE PRESENT; IS THAT RIGHT? A. YES. Q. AND THESE SCREENS, THIS SET OF SCREEN SHOTS YOU SAID TO YOUR KNOWLEDGE DEPICTS THE ADP SYSTEM AS YOU CURRENTLY USE IT?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	A. THE CUMULATIVE PAY INFORMATION FOR THE CURRENT YEAR. Q. DO YOU KNOW WHAT IT WOULD LOOK LIKE, IS IT YEAR TO DATE? A. YES. Q. WOULD IT ALSO SHOW QUARTERLY? A. NO. Q. YOU STATED EARLIER THAT QUARTERLY INFORMATION WOULD BE HOUSED IN THE SYSTEM SOMEWHERE, IT WOULDN'T SHOW IN THE CUMULATIVE? A. NO, YOU CAN PULL QUARTERLY INFORMATION THROUGH THE CHECKVIEW. Q. OKAY. CAN THE INFORMATION IN CHECKVIEW CURRENTLY BE PRODUCED IN ELECTRONIC FORMAT EXCEL? A. NO, IT'S PRODUCED IN THE PDF. Q. ONLY THE PDF? A. YES.

23 SCREEN SHOTS AS IT WAS USED IN 2001 OR

24 2002, 2003, 2004? DID IT CHANGE - DID

23 OF AN ACTUAL CHECK?

A. YES.

1 FILE, YES. 2 Q. DOES THE VALIDATION TABLE 3 PERTAIN TO THE ACTUAL SCREEN SHOTS OR 4 DOES IT PERTAIN TO SOMETHING ELSE, 5 BECAUSE IT APPEARS AS THOUGH THERE ARE 6 CODES IN THE MASTER CONTROL REPORT AND 7 THE WAGE AND TAX REGISTER THAT ARE 8 DIFFERENT THAN THE CODES IN HERE EVEN 9 THOUGH THEY HAVE THE SAME INFORMATION. 10 DO YOU KNOW, DO YOU KNOW 11 WHAT THE VALIDATION CODES OR VALIDATION 11 (A DISCUSSION OFF THE RECORD 2 OCCURRED AND A BRIEF PAUSE WAS 3 TAKEN.) 4 (PLAINTIFF'S EXHIBIT-10  MARKED FOR IDENTIFICATION.) 5 BY MR. ANDERSON: 7 Q. MS. MOFFITT, I'M SHOWING YOU 8 PLAINTIFF'S EXHIBIT 10 WHICH IS A RUN OF 9 THOUGH THEY HAVE THE SAME INFORMATION. 10 THE PURPOSE OF WHICH IS TO FACILITATE 11 WHAT THE VALIDATION CODES OR VALIDATION 11 THIS EXAMINATION. I'D LIKE TO ASK YOU	_			
2 AS TWO AND IN PREVIOUS ADP SCREEN SHOTS 3 THERE WERE, YOU SAID THERE WAS AND TO AN WAS THERE ADOCUMENT OF SOME 10 STAND FOR. 11 Q. WAS THERE A DOCUMENT OF SOME 12 SORT THAT EXPLAINED THAT? 13 A. I BELIEVE THE VALIDATION 14 TABLE WOULD SHOW THE WAD TO 16 DO YOU KNOW THE WAD TO 17 DETERMINE WHAT A PERSON LISTED AS RACE 18 TWO IS LISTED AS IN LACD 0155.A, WOULD 19 YOU JUST LOOK AT THE PERSON, LOOK THAT 19 PERSON UP AND FIGURE IT OUT THAT WAY? IS 21 THERE OTHER THAN THE VALIDATION TABLE 22 WHICH I DON'T SEE LISTING THIS 23 INFORMATION? 24 A. WE WOULD HAVE TO GO INTO THE 25 BECAUSE IT APPEARS AS THOUGH THERE ARE 6 CODES IN THE MASTER CONTROL REPORT AND 7 THE WAGE AND TAX REGISTER THAT ARE 8 DIFFERST THAN THE CODES IN HERE EVEN 9 THOUGH THEY HAVE THE SAME INFORMATION. 10 DO YOU KNOW, DO YOU KNOW, 11 WHAT THE VALIDATION CODES OR VALIDATION 12 REPORT PERTAINS TO? 2 A. THE VALIDATION CODES OR VALIDATION. 15 Q. IN HERE? 2 Q. DOES THE EVALIDATION TABLE 3 DIFFERST THAN THE CODES IN HERE EVEN 9 THOUGH THEY HAVE THE SAME INFORMATION. 10 DO YOU KNOW, DO YOU KNOW 11 WHAT THE VALIDATION CODES OR VALIDATION. 12 REPORT PERTAINS TO? 13 A. THE VALIDATION CODES OR VALIDATION. 14 TABLE WOULD HAVE TO GO INTO THE 15 Q. IN HERE? 16 A. IN ADP. 17 THE WAGE AND TAX REGISTER THAT ARE 18 MASTER CONTROL REPORT AND 19 THOUGH THEY HAVE THE SAME INFORMATION. 10 Q. IN HERE? 2 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 18 REGISTER? 2 A. RIGHT. 2 THE WAGE AND TAX REGISTER THAT ARE 2 MISSING WERE AND WHICH IS A RUN OF DATA THAT EECO DID USING LACD 01155.A, 10 THE WAGE AND TAX REGISTER THAT ARE 2 THE COURS THE WAGE AND TAX REGISTER THAT THE THE VALIDATION TO THE PRESENT? 2 A. THE VALIDATION CODES OR VALIDATION. 2 THE WAGE OF THE VALIDATION THE COURS THE WAS THE COURS THE WAS THE COURS THE WAS T				
3 THERE WERE, YOU SAID THERE WAS MAND 4 THERE WAS HAND THERE WAS A, DOES TWO 5 CORRESPOND TO A WAND H WOULD BE AN A OR 6 A B? 7 A. YES. 8 Q. WHAT IS TWO? 9 A. I'M NOT SURE WHAT TWO WOULD 10 STAND FOR. 11 OYOU KNOW THE NUMBER. 12 SORT THAT EXPLAINED THAT? 13 A. I BELIEVE THE VALIDATION 14 TABLE WOULD SHOW THE NUMBER. 15 Q. I DON'T SEE IT HERE. 16 DO YOU KNOW THE NUMBER. 17 PERSON UP AND FIGURE IT OUT THAT WAY? IS 18 THERE OTHER THAN THE VALIDATION TABLE 29 WHICH I DON'T SEE LISTING THIS 21 THERE OTHER THAN THE VALIDATION TABLE 22 WHICH I DON'T SEE LISTING THIS 23 INFORMATION? 24 A. WE WOULD HAVE TO GO INTO THE 25 BECAUSE IT APPEARS AS THOUGH THERE ARE 26 CODES IN THE MASTER CONTROL REPORT AND 27 THE WAGE AND TAX REGISTER THAT ARD 28 DIFFERENT THAN THE CODES IN HERE EVEN 29 THOUGH THEY HAVE THE SAME INFORMATION. 20 DOUS KNOW, DO YOU KNOW 21 WHAT THE VALIDATION TABLE SHOULD 21 GIVE AND THE WAGE AND TAX REGISTER THAT ARD 22 Q. DOES THE VALIDATION TABLE SHOULD 23 AT THE VALIDATION TABLE SHOULD 24 CA LIBRIT THE WAGE AND TAX REGISTER THAT ARD 25 BECAUSE IT APPEARS AS THOUGH THERE ARE 26 CODES IN THE MASTER CONTROL REPORT AND 27 THE WAGE AND TAX REGISTER THAT ARD 28 DIFFERENT THAN THE CODES IN HERE EVEN 29 THOUGH THEY HAVE THE SAME INFORMATION. 20 DOUN KNOW, DO YOU KNOW 21 GIVE AND THE SECOND 21 THE WAGE AND TAX REGISTER THAT ARD 22 PLAINTIFFS EXHIBIT 10 WHICH IS A RUN OF 23 THE PROPORT PERTAINS TO? 24 THE WAGE AND TAX REGISTER THAT ARD 25 DIFFERENT THAN THE CODES IN HERE EVEN 26 THOUGH THEY HAVE THE SAME INFORMATION. 27 THE WAGE AND TAX REGISTER THAT ARD 28 DIFFERENT THAN THE CODES IN HERE EVEN 29 THOUGH THEY HAVE THE SAME INFORMATION. 20 LINEARY THE CODES IN HERE EVEN 29 THOUGH THEY HAVE THE SAME INFORMATION. 20 LINEARY THE PROPER AND TH				
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8 DIFFERENT THAN THE CODES IN HERE EVEN 9 THOUGH THEY HAVE THE SAME INFORMATION. 10 DO YOU KNOW, DO YOU KNOW 11 WHAT THE VALIDATION CODES OR VALIDATION 12 REPORT PERTAINS TO? 13 A. THE VALIDATION TABLE SHOULD 14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 ANDERSON: THE FIRST 25 PLAINTIFF'S EXHIBIT 10 WHICH IS A RUN OF 26 PLAINTIFF'S EXHIBIT 10 WHICH IS A RUN OF 27 DATA THAT EEOC DID USING LACD 01155.A, 28 PLAINTIFF'S EXHIBIT 10 WHICH IS A RUN OF 29 DATA THAT EEOC DID USING LACD 01155.A, 20 USING LACD 01155.A, 21 THE PURPOSE OF WHICH IS TO FACILITATE 21 THIS EXAMINATION. I'D LIKE TO ASK YOU 22 QUESTIONS AS IT RELATES TO VARIOUS FIELDS 23 AND CODES, DATA INPUTS, AND 0155.A; IS 24 THAT OKAY? 25 A. YES. 26 Q. THE 0155.A IS THAT COMPLETE 27 FOR 2001 THROUGH - 2001 TO THE PRESENT? 28 A. IF THE EMPLOYEE IS STILL 29 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	6	CODES IN THE MASTER CONTROL REPORT AND	6	BY MR. ANDERSON:
THOUGH THEY HAVE THE SAME INFORMATION.  DO YOU KNOW, DO YOU KNOW  THE PURPOSE OF WHICH IS TO FACILITATE  THIS EXAMINATION. I'D LIKE TO ASK YOU  REPORT PERTAINS TO?  A. THE VALIDATION TABLE SHOULD  GIVE ANYTHING THAT'S ABBREVIATED IN  GIVE ANYTHING THAT'S ABBREVIATED IN  MADP.  O. IN HERE?  D. NOT NECESSARILY IN THE  MASTER CONTROL OR THE WAGE AND TAX  REGISTER?  A. RIGHT.  MS. KARETNICK: LET THE  RECORD REFLECT THAT  MR. ANDERSON: THE FIRST  DATA THAT EEOC DID USING LACD 01155.A,  THE PURPOSE OF WHICH IS TO FACILITATE  THIS EXAMINATION. I'D LIKE TO ASK YOU  QUESTIONS AS IT RELATES TO VARIOUS FIELDS  AND CODES, DATA INPUTS, AND 0155.A; IS  THAT OKAY?  A. YES.  Q. THE 0155.A IS THAT COMPLETE  FOR 2001 THROUGH - 2001 TO THE PRESENT?  A. IF THE EMPLOYEE IS STILL  ACTIVE FROM 2001 THEY'LL STILL BE IN THE  THEY WILL NOT SHOW UP IT WOULD JUST HAVE  THEY WILL NOT SHOW UP IT WOULD JUST HAVE  22 2002.  Q. SO PERSONS WHO WERE ACTIVE	7	THE WAGE AND TAX REGISTER THAT ARE	7	Q. MS. MOFFITT, I'M SHOWING YOU
10 DO YOU KNOW, DO YOU KNOW 11 WHAT THE VALIDATION CODES OR VALIDATION 12 REPORT PERTAINS TO? 13 A. THE VALIDATION TABLE SHOULD 14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 10 A. RIGHT. 11 THE PURPOSE OF WHICH IS TO FACILITATE 11 THIS EXAMINATION. I'D LIKE TO ASK YOU 12 QUESTIONS AS IT RELATES TO VARIOUS FIELDS 13 AND CODES, DATA INPUTS, AND 0155.A; IS 14 THAT OKAY? 15 Q. IN HERE? 16 A. YES. 17 FOR 2001 THROUGH - 2001 TO THE PRESENT? 18 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 A. RIGHT. 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	8	DIFFERENT THAN THE CODES IN HERE EVEN	8	PLAINTIFF'S EXHIBIT 10 WHICH IS A RUN OF
11 WHAT THE VALIDATION CODES OR VALIDATION 12 REPORT PERTAINS TO? 13 A. THE VALIDATION TABLE SHOULD 14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 10 A. RIGHT. 11 THIS EXAMINATION. I'D LIKE TO ASK YOU 12 QUESTIONS AS IT RELATES TO VARIOUS FIELDS 13 AND CODES, DATA INPUTS, AND 0155.A; IS 14 THAT OKAY? 15 A. YES. 16 Q. THE 0155.A IS THAT COMPLETE 17 FOR 2001 THROUGH - 2001 TO THE PRESENT? 18 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	9	THOUGH THEY HAVE THE SAME INFORMATION.	9	DATA THAT EEOC DID USING LACD 01155.A,
12 REPORT PERTAINS TO? 13 A. THE VALIDATION TABLE SHOULD 14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 19 A. RIGHT. 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 LED CONTROL OR THE FIRST 25 QUESTIONS AS IT RELATES TO VARIOUS FIELDS 16 AND CODES, DATA INPUTS, AND 0155.A; IS 17 THAT OKAY? 18 THAT OKAY? 19 A. YES. 10 Q. THE 0155.A IS THAT COMPLETE 17 FOR 2001 THROUGH - 2001 TO THE PRESENT? 18 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	10	DO YOU KNOW, DO YOU KNOW	10	THE PURPOSE OF WHICH IS TO FACILITATE
13 A. THE VALIDATION TABLE SHOULD 14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 10 A. RIGHT. 11 AND CODES, DATA INPUTS, AND 0155.A; IS 14 THAT OKAY? 15 A. YES. 16 Q. THE 0155.A IS THAT COMPLETE 17 FOR 2001 THROUGH - 2001 TO THE PRESENT? 18 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 UNDER	11	WHAT THE VALIDATION CODES OR VALIDATION	11	THIS EXAMINATION. I'D LIKE TO ASK YOU
13 A. THE VALIDATION TABLE SHOULD 14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 19 A. RIGHT. 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. AND CODES, DATA INPUTS, AND 0155.A; IS 14 THAT OKAY? 15 A. YES. 16 Q. THE 0155.A IS THAT COMPLETE 17 FOR 2001 THROUGH - 2001 TO THE PRESENT? 18 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	12	REPORT PERTAINS TO?	12	QUESTIONS AS IT RELATES TO VARIOUS FIELDS
14 GIVE ANYTHING THAT'S ABBREVIATED IN 15 Q. IN HERE? 16 A IN ADP. 16 Q. THE 0155.A IS THAT COMPLETE 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 LET THE STILL STILL NOT SHOW UP IT WOULD JUST HAVE 25 Q. SO PERSONS WHO WERE ACTIVE	13	A. THE VALIDATION TABLE SHOULD	13	
15 Q. IN HERE? 16 A IN ADP. 16 Q. THE 0155.A IS THAT COMPLETE 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 19 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 UNDER	14	GIVE ANYTHING THAT'S ABBREVIATED IN	14	
16 A IN ADP. 17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 19 A. RIGHT. 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 LET THE SUBJECT T	15	Q. IN HERE?	15	
17 Q. NOT NECESSARILY IN THE 18 MASTER CONTROL OR THE WAGE AND TAX 19 REGISTER? 18 A. IF THE EMPLOYEE IS STILL 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 UNDER	16	A IN ADP.	16	
19 REGISTER? 19 ACTIVE FROM 2001 THEY'LL STILL BE IN THE 20 A. RIGHT. 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 UPDROME	17	Q. NOT NECESSARILY IN THE	17	FOR 2001 THROUGH - 2001 TO THE PRESENT?
20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 LED B. 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	18	MASTER CONTROL OR THE WAGE AND TAX	18	A. IF THE EMPLOYEE IS STILL
20 A. RIGHT. 21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 LED B. 20 FILE. IF THEY WERE TERMINATED IN 2001, 21 THEY WILL NOT SHOW UP IT WOULD JUST HAVE 22 2002. 23 Q. SO PERSONS WHO WERE ACTIVE	19	REGISTER?	19	ACTIVE FROM 2001 THEY'LL STILL BE IN THE
21 MS. KARETNICK: LET THE 22 RECORD REFLECT THAT 23 MR. ANDERSON: THE FIRST 24 LED C. SO PERSONS WHO WERE ACTIVE 25 Q. SO PERSONS WHO WERE ACTIVE	20		20	FILE. IF THEY WERE TERMINATED IN 2001,
22 RECORD REFLECT THAT 22 2002. 23 MR. ANDERSON: THE FIRST 23 Q. SO PERSONS WHO WERE ACTIVE	21	MC VADETMOV, LETTIE		South the design and the second secon
23 MR. ANDERSON: THE FIRST 23 Q. SO PERSONS WHO WERE ACTIVE	22		22	
24 HERE	23			
AND BU	24	HEDE	24	
		19 MF2.742		

	CHRISTINE		.011111
	337		339
1	A. IF THEY WERE ACTIVE IN 2001	1	A. YES.
2	AND WERE ACTIVE AT THE TIME THE REPORT	2	Q. SHE'S PUT AN X MARK IN THE
3	WAS RUN.	3	BOX LABELED FEMALE AS GENDER, RIGHT?
4	Q. IF A PERSON WERE NOT ACTIVE	4	A. YES, YES.
5	WHEN THE REPORT WAS RUN, WOULD THEY SHOW	5	Q. AND LACD 0155.A COLUMN Z FOR
6	UP ON THE LACD 0155.A?	6	GENDER SHE'S LISTED AS A MALE; IS THE
7	A. IF THEY WERE TERMINATED IN	7	REASON FOR THAT A KEY PUNCH ERROR?
8	2001, NO.	8	A. YES.
9	Q. WHAT IF THEY TERMINATED IN	9	O. SOMEBODY JUST MADE A
10	2004?	10	MISTAKE?
11	A. YES.	11	A. YES.
12	Q. HOW ABOUT 2003?	12	O. IF SOMEONE WERE A MALE BUT
13	A. YES.		WAS CODED AS FEMALE THEY WOULD HAVE -
14	O. 2002?	14	THEIR MISTAKE WOULD ALSO BE THE REASON?
15	A. YES.	15	A. YES.
16	O. BUT NOT 2001?	16	O. IN LACD 0155.A SOME PEOPLE
17	A. NO.		
18			A. MULTIPLE RECORDS, WHY WOULD THAT BE
	Q. SO ANY EMPLOYEES TERMINATED	18	
	IN 2001 AND WHO WAS NOT ACTIVE AS OF THE	19	Q. THEY'RE LISTED MULTIPLE
20	DATE THAT LACD 0155.A WAS RUN, ISN'T IN	20	TIMES AND THE VARIOUS PEOPLE ARE ON THE
21	THAT FILE?		SPREADSHEET MORE THAN ONCE; DO YOU KNOW
22	A. CORRECT.	22	WHY THAT WOULD BE?
23	Q. OKAY. SO FOR WHAT YEARS IS	23	A. IF THEY HAD TO SWITCH THEIR
24	LACD 0155.A INCOMPLETE?	24	FILE NUMBER FOR TAX REASONS THEY COULD
	338		340
1	MS. KARETNICK: OBJECTION TO	1	HAVE MORE THAN ONE LINE, LINE OF
2	FORM.	-2	INFORMATION?
3	THE WITNESS: THE 2001.	3	Q. ANY OTHER REASON WHY THAT
4	BY MR. ANDERSON:	4	WOULD BE?
5	Q. 2001.	5	A. IF THERE WAS DUPLICATE
6	A. WOULD NOT HAVE EMPLOYEES	6	ENTRY, IF SOMEONE STARTED TO ENTER THE
7	THAT WERE TERMINATED IN 2001.		PERSON AND THEY HAD ALREADY BEEN IN THE
8	Q. WITH RESPECT TO GENDER, IF	8	SYSTEM.
9	YOU LOOK AT COLUMN Z ON THE LEFT HAND	9	Q. IF SOMEBODY IS IN THE SYSTEM
10	SIDE THERE, HOW WAS GENDER ASSIGNED IN	10	AND THEY HAVE, THEY'RE IN THE SYSTEM
11	THE SYSTEM?	11	TWICE AND THEY HAVE THE SAME HIRE DATE
12	A. IT WAS MANUALLY INPUTTED BY	12	BOTH TIMES WITH DIFFERENT TERMINATION
13	THE PAYROLL DEPARTMENT.	13	DATES, DO YOU KNOW WHAT THAT WOULD MEAN
14	Q. FROM A NEW HIRE SHEETS?	14	A. WELL IF WE TERMINATED THEM
15	A. YES.	15	THAT FILE NUMBER OUT FOR A TAX REASON WE
16	Q. WHY WOULD A PERSON BE CODED	16	WOULD PUT THE DATE THAT WE THE
17	AS MALE WHO WAS A FEMALE? IN FACT IF	17	TERMINATION DATE WOULD MEAN THE DATE THAT
18	SOMEONE INDICATED - LET'S TURN TO PAGE 3		THE FILE WAS SWITCHED TO A NEW FILE
19	OF THIS EXHIBIT. IS THIS THE NEW HIRE		NUMBER BUT IT WOULD HAVE THE CODE TAX
20	PERSONNEL INFORMATION THAT YOU'RE		CHANGE SO THAT YOU WOULD KNOW THE PERSON
120	LEASONNEL INFORMATION THAT TOURE	20	CHANGE SO THAT TOO WOULD KNOW THE PERSON
21	SPEAKING OF?	21	DID NOT QUIT, WAS NOT DISCHARGED, IT

22 HAPPENED THE PERSON WAS TERMED IN THE

Q. SO IS A TAX REASON THE ONLY

23 SYSTEM BECAUSE OF A TAX CHANGE.

22

23

24 LADUCA?

Q. AND THIS PERTAINS TO MARIE